

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

RESONANT SYSTEMS, INC. d/b/a
RevelHMI,

Plaintiff,

v.

SONY GROUP CORP. and SONY
INTERACTIVE ENTERTAINMENT INC.,

Defendants.

Case No. 2:22-cv-00424-JRG-RSP

JURY DEMANDED

JOINT MOTION FOR ENTRY OF THIRD AMENDED DOCKET CONTROL ORDER

Plaintiff Resonant Systems, Inc. d/b/a RevelHMI (“Resonant”) and Defendants Sony Group Corp. and Sony Interactive Entertainment Inc. (collectively, “Defendants”) (all together, the “parties”), hereby file this joint motion to amend the Second Amended Docket Control Order (Dkt. 82). The parties seek a modest extension (a few days) of the deadlines to serve expert witness disclosures, complete expert discovery, file motions for summary judgment and motions to strike, and serve pretrial disclosures as follows:

Original Date	Amended Date	Event
September 29, 2024	September 30, 2024	Serve Pretrial Disclosures (Witness List, Deposition Designations, and Exhibit List) by the Party with the Burden of Proof
September 20, 2024	September 24, 2024	*Response to Dispositive Motions (including <i>Daubert</i> Motions). Responses to dispositive motions that were filed <u>prior</u> to the dispositive motion deadline, including <i>Daubert</i> Motions, shall be due in accordance with Local Rule CV-7(e), not to exceed the deadline as set forth in this Docket Control Order. Motions for Summary Judgment shall comply with Local Rule CV-56.

September 6, 2024	September 10, 2024	*File Motions to Strike Expert Testimony (including <i>Daubert</i> Motions) No motion to strike expert testimony (including a <i>Daubert</i> motion) may be filed after this date without leave of the Court.
September 6, 2024	September 10, 2024	*File Dispositive Motions No dispositive motion may be filed after this date without leave of the Court. Motions shall comply with Local Rule CV-56 and Local Rule CV-7. <u>Motions to extend page limits will only be granted in exceptional circumstances. Exceptional circumstances require more than agreement among the parties.</u>
August 30, 2024	September 4, 2024	Deadline to Complete Expert Discovery
August 23, 2024	August 27, 2024	Serve Disclosures for Rebuttal Expert Witnesses
August 2, 2024	August 6, 2024	Serve Disclosures for Expert Witnesses by the Party with the Burden of Proof

This extension does involve small modifications to “*” dates. The parties believe good cause nonetheless justifies the extension as Plaintiff’s counsel has been involved in a trial that has continued almost one-week longer than expected. Further, the extension will assure that the deposition transcript of the witness in Japan (currently scheduled for July 29) can be fully reviewed by the parties’ respective experts before the expert reports are served. This requested extension does not affect any other starred dates than those listed above, the pretrial conference, or the trial date. Accordingly, the parties respectfully request that the Court enter the parties’ proposed Third Amended Docket Control Order as reflected in the attached Order.

Dated: July 25, 2024

/s/ Mark C. Lang

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Respectfully submitted,

/s/ Paul A. Kroeger

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***Attorneys for Plaintiff
Resonant Systems, Inc. d/b/a RevelHMI***

CERTIFICATE OF CONFERENCE

Counsel for Plaintiff met and conferred with Counsel for Defendants on June 25, 2024.

Counsel for Defendants do not oppose this motion.

/s/ Paul A. Kroeger
Paul A. Kroeger

CERTIFICATE OF SERVICE

I hereby certify that on July 25, 2024, I served the foregoing document via electronic service on all counsel of record.

/s/ Paul A. Kroeger
Paul A. Kroeger